



PROPOSED RULE MAKING

CR-102 (July 2022)
(Implements RCW 34.05.320)
Do **NOT** use for expedited rule making

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OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: December 21, 2022

TIME: 9:39 AM

WSR 23-01-143

Agency: Department of Licensing

☒ Original Notice

☐ Supplemental Notice to WSR _____

☐ Continuance of WSR _____

☒ Preproposal Statement of Inquiry was filed as WSR 22-16-103 ; or

☐ Expedited Rule Making--Proposed notice was filed as WSR _____; or

☐ Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or

☐ Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) Update WAC 308 chapters to clarify business practices, procedures, and guidelines as it pertains to financial responsibility hearings.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
01/25/2023	11:00 AM	Join Zoom Meeting https://dol-wa.zoom.us/j/89768286169?pwd=QS9neTBWeHJzeml4dm9jYUJWRDI5UT09 Meeting ID: 897 6828 6169 Passcode: 281890 One tap mobile +12532158782,,89768286169#,,, ,*281890# US (Tacoma) Dial by your location +1 253 215 8782 US (Tacoma) Meeting ID: 897 6828 6169 Passcode: 281890 Find your local number: https://dol-wa.zoom.us/j/89768286169?pwd=QS9neTBWeHJzeml4dm9jYUJWRDI5UT09	If you are having trouble accessing the public hearing at the time of the hearing, please call 360-902-3846.

Date of intended adoption: 01/26/2023 (Note: This is **NOT** the effective date)

Submit written comments to:

Name: Ellis Starrett

Address: PO BOX 9020, OLYMPIA WA 98507-9020

Email: rulescoordinator@dol.wa.gov

Fax:

Other: 360-902-3846

By (date) _____

Assistance for persons with disabilities:

Contact _____

Phone:

Fax:

TTY:

Email:

Other:

By (date) _____

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The purpose of the proposal is to update procedures, guidelines, and language of the financial responsibility judgment hearings.			
Reasons supporting proposal: This proposal will provide clearer guidance that will align with the intent of 46.29 RCW			
Statutory authority for adoption: RCW 34.05.030(2)(b) & RCW 46.01.110 Rule-making Authority; RCW 46.01.040(10) Powers, duties, and functions relating to motor vehicle laws vested in department. (10) The administration of the laws relating to reciprocal or proportional registration of motor vehicles as provided in chapter 46.85 RCW.			
Statute being implemented: N/A			
Is rule necessary because of a:			
Federal Law?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, CITATION:			
Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: N/A			
Type of proponent: <input type="checkbox"/> Private <input type="checkbox"/> Public <input checked="" type="checkbox"/> Governmental			
Name of proponent: (person or organization) Department of Licensing			
Name of agency personnel responsible for:			
	Name	Office Location	Phone
Drafting:	Colton Myersi	1125 Washington St SE, Olympia, WA 98504	360-634-5094
Implementation:	Marta Reinhold	1125 Washington St SE, Olympia, WA 98504	360-664-1488.
Enforcement:	Marta Reinhold	1125 Washington St SE, Olympia, WA 98504	360-664-1488
Is a school district fiscal impact statement required under RCW 28A.305.135?			
		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, insert statement here:			
The public may obtain a copy of the school district fiscal impact statement by contacting:			
Name:			
Address:			
Phone:			
Fax:			
TTY:			
Email:			
Other:			
Is a cost-benefit analysis required under RCW 34.05.328?			
<input type="checkbox"/> Yes: A preliminary cost-benefit analysis may be obtained by contacting:			
Name:			
Address:			
Phone:			
Fax:			
TTY:			
Email:			
Other:			
<input checked="" type="checkbox"/> No: Please explain: Proposed rulemaking is an administrating language clean up and does not impose any costs..			
Regulatory Fairness Act and Small Business Economic Impact Statement			
Note: The Governor's Office for Regulatory Innovation and Assistance (ORIA) provides support in completing this part.			
(1) Identification of exemptions:			
This rule proposal, or portions of the proposal, may be exempt from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). For additional information on exemptions, consult the exemption guide published by ORIA . Please check the box for any applicable exemption(s):			

☐ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.061](#) because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

☐ This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by [RCW 34.05.313](#) before filing the notice of this proposed rule.

☐ This rule proposal, or portions of the proposal, is exempt under the provisions of [RCW 15.65.570](#)(2) because it was adopted by a referendum.

☐ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025](#)(3). Check all that apply:

☐ [RCW 34.05.310](#) (4)(b)
(Internal government operations)

☐ [RCW 34.05.310](#) (4)(c)
(Incorporation by reference)

☐ [RCW 34.05.310](#) (4)(d)
(Correct or clarify language)

☐ [RCW 34.05.310](#) (4)(e)
(Dictated by statute)

☐ [RCW 34.05.310](#) (4)(f)
(Set or adjust fees)

☐ [RCW 34.05.310](#) (4)(g)
((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

☐ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025](#)(4) (does not affect small businesses).

☐ This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of how the above exemption(s) applies to the proposed rule:

(2) Scope of exemptions: *Check one.*

☐ The rule proposal is fully exempt (*skip section 3*). Exemptions identified above apply to all portions of the rule proposal.

☐ The rule proposal is partially exempt (*complete section 3*). The exemptions identified above apply to portions of the rule proposal, but less than the entire rule proposal. Provide details here (consider using [this template from ORIA](#)):

☒ The rule proposal is not exempt (*complete section 3*). No exemptions were identified above.

(3) Small business economic impact statement: *Complete this section if any portion is not exempt.*

If any portion of the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

☒ No Briefly summarize the agency's minor cost analysis and how the agency determined the proposed rule did not impose more-than-minor costs. These changes represent administrative changes that do not impose any cost on businesses.

☐ Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses and a small business economic impact statement is required. Insert the required small business economic impact statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

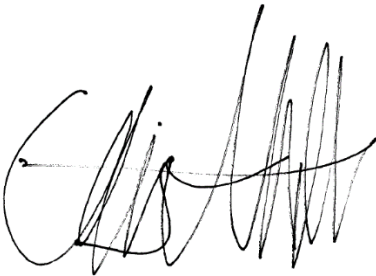
Other:

Date: December 21, 2022

Name: Ellis Starrett

Title: Rule and Policy Manager

Signature:

A handwritten signature in black ink, appearing to read 'Ellis Starrett', written in a cursive style.